

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

PATENT

INVENTOR(S) : Yanagita
 TITLE : UTERINE CONTRACTION INHIBITORS
 APPLICATION NO. : 10/030,298
 FILED : December 21, 2001
 CONFIRMATION NO. : 9018
 EXAMINER : Anish Gupta
 ART UNIT : 1654
 ALLOWED : June 12, 2006
 ATTORNEY DOCKET NO. : YAMZ 2 00014

RESPONSE TO STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450
Mail Stop Issue Fee

Dear Sir:

Applicant gratefully acknowledges the indication as to the allowance of the present application.

However, applicant respectfully submits the Statements of Reasons for Allowance are, in and of themselves, inappropriate. It is noted that the reasons for allowance may be set forth in instances in which " . . . the Examiner believes that the record of the prosecution as a whole does not make clear his or her reasons for allowing a claim or claims." (37 CFR §1.104(e)(2004)). In the present case, applicant believes the record as a whole does make the reasons for allowance clear and, therefore, no statement by the Examiner is necessary or warranted. Furthermore, the applicant does not necessarily agree with each statement in the reasons for allowance.

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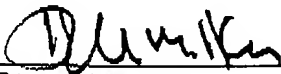
Specifically, it has been indicated that the claims are allowed by importing interpretations into the claims in relation to the prior art that results in a potential imprecise and/or inaccurate understanding of the reasons. This places an unwarranted interpretation upon the claims. Such a characterization of the claims does not properly take into account applicant's claimed invention as reflected in the specification and the applicant's responses to the Examiner's office actions.

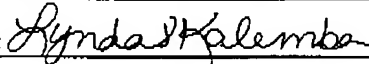
Therefore, while applicant believes the claims are allowable, applicant does not acquiesce that patentability resides in only the features, exactly as expressed in the claims, nor that each feature is required for patentability.

Respectfully submitted,

FAY, SHARPE, FAGAN,
MINNICH & McKEE, LLP

September 12, 2006
Date


Richard M. Klein
Reg. No. 33,000
1100 Superior Avenue, 7th Floor
Cleveland, Ohio 44114-2579
(216) 861-5582

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Signature: 	
Date: September 12, 2006	Name: Lynda S. Kalembe



Fay Sharpe Fagan Minnich & McKee, LLP
1100 Superior Avenue, Seventh Floor
Cleveland, Ohio 44114-2579
216.861.5582
www.FaySharpe.com

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Re:	Serial No. 10/030,298 (Our Reference: YAMZ 2 00014)		

Please call us immediately at 216.861.5582 or 888.861.5582 if this transmission is incomplete or illegible.

COMMENTS

Attachments:

1. Issue Fee Transmittal
2. Form PTO-2038
3. Response to Statement of Reasons for Allowance

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